

THURSDAY, MARCH 19, 1981
TWENTY-THIRD LEGISLATIVE DAY

The House met at 10:00 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Reverend W.E. (Bill) Camp, Mount Zion Baptist Church, Shelbyville, Tennessee.

Representative Phillips led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 91

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—91.

The Speaker announced that Representative Smith was excused because of business.

The Speaker announced that Representative Robertson was excused, yesterday and today, the stork finally having arrived.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

794—To amend Section 13-3-402, Code; substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 31, 47, 75, 130,

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184, 203, 214, 321, 338, 356, 558, 616, 627, 746, 790, 796 and 980; also, House Joint Resolutions Nos. 52, 57, 77, 80, 81, 84, 85, 90, 92, 94 and 97; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

200—To regulate Pest Control Board; substituted for Senate Bill on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 11, 79, 124, 188, 207, 253, 313, 449, 462 and 580; also, Senate Joint Resolution No. 64; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 330, 554, 740, 794, 978, 979, 1045, 1067 and 1083; and House Joint Resolutions Nos. 76, 96, 118, 120, 127 and 129; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 330, 554, 740, 794, 978, 979, 1045, 1067 and 1083; House Joint Resolutions Nos. 76, 96, 118, 120, 127 and 129; Senate Bills Nos. 11, 79, 124, 188, 207, 253, 313, 449, 462 and 580; and Senate Joint Resolution No. 64.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

163—To amend Section 5-5-103, Code;

310—To amend Section 57-3-106 (b), Code;

333—To amend Title 54, Chapter 10, Code;

471—To amend Section 67-5810(5), Code;

492—To amend Section 41-1257, Code;

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- 598—To amend Sections 53-5503 and 53-5506, Code;
- 614—To amend Title 67, Chapter 5, Code;
- 618—To regulate disclosure statements, conflict of interests;
- 620—To amend Title 12, Code;
- 623—To amend Chapter 62, Public Acts 1969;
- 624—To amend Section 6-51-114, Code;
- 641—To amend Section 55-10-303, Code;
- 989—To amend Section 4-15-102, Code;
- 1178—To regulate public livestock market board; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.

58—Relative to naming Agricultural Museum, Oscar L. Farris;

61—Relative to establishing Office of Minority Affairs, General Assembly; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.

103—Relative to congratulating James and Jean Mynatt;

107—Relative to commending Department of the Military;

109—Relative to commending former representative Jim Richards;

112—Relative to extending best wishes, Bill "Griff" Griffin;

113—Relative to commending Edward Hooper;

121—Relative to honoring Tennessee Federation of Republican Women; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

CALENDAR

House Bill No. 932—To set penalty, violation of certain deer laws.

Mr. DePriest moved that House Bill No. 932 be passed on third and final consideration.

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Mr. DePriest moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 932 by deleting from Section 1. the numerals "51-417" and substituting in lieu thereof the numerals "51-428" and by renumbering Section II. as Section III. and adding a new Section II., as follows:

SECTION II. Tennessee Code Annotated, Section 51-428, is amended by deleting the period at the end of the first sentence and substituting in lieu thereof a comma and the following: "nor shall any person take, or attempt to take, deer when said deer is being chased by dogs."

On motion, the amendment was adopted.

Mr. DePriest moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 932 by deleting from the amendatory language of Section 1 the word "consecutive".

FURTHER AMEND by adding immediately after the words "subject to suspension" in the amendatory language of Section 1, the words "but may be served on such days designated by the judge."

On motion, the amendment was adopted.

Mr. Depriest moved that House Bill No. 932, as amended, be placed on the Calendar for Thursday, March 26, 1981, which motion prevailed.

House Bill No. 385—To provide for appointment, certain boards.

Mr. Cobb moved that House Bill No. 385 be passed on third and final consideration.

Mr. Cobb moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 385 by deleting from the amendatory language of Section 1 the last two sentences in their entirety and substituting instead the following language:

When the first two vacancies occur after this act becomes law, those two positions shall be considered to be abolished and the house of representatives and the senate shall each elect one member to the board for a two (2) year term. These two positions shall continue to be filled in a similar manner as these two (2) terms expire.

AND FURTHER AMEND by deleting from the amendatory language of Section 2 the last two sentences in their entirety and substituting instead the following language:

When the first two vacancies occur after this act becomes law, those two positions shall be considered to be abolished and the house of representatives and the senate shall each elect one member to the board for a two (2) year term. These two positions shall continue to be filled in a similar manner as these two (2) terms expire.

AND FURTHER AMEND by deleting from the amendatory language of Section 3 the last two sentences in their entirety and substituting instead the following language:

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When the first two vacancies occur after this act becomes law, those two positions shall be considered to be abolished and the house of representatives and the senate shall each elect one member to the board for a two (2) year term. These two positions shall continue to be filled in a similar manner as these two (2) terms expire.

On motion, the amendment was adopted.

Thereupon, House Bill No. 385, as amended, passed its third and final reading by the following vote:

Ayes	67
Noes	26
Present and not voting	3

Representatives voting aye were: Akard, Bell (Wilson), Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Frensley, Gaia, Gill, Henry (Roane), Hillis, Jared, Johnson, Jones, Kernell, King (Shelby), Lashlee, Love, Lowe, McKinney, Miller, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Spence, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Wheeler, Wix, Wolfe, Wood, Work and Yelton—67.

Representatives voting no were: Baker, Bell (Knox), Bewley, Carter, Copeland, Duer, Ford, Harrill, Henry (Blount), Hudson, Hurley, Huskey, Kelley, Kent, King (Washington), McAfee, McNally, Martin, Montgomery, Moore, Scruggs, Severance, Shockley, Small, Webb and Whitson—26.

Representatives present and not voting were: Brewer, Sterling and Mr. Speaker McWherter—3.

A motion to reconsider was tabled.

Senate Bill No. 704—To amend Title 54, Chapter 17, Code.

Mr. Scruggs moved that Senate Bill No. 704 be passed on third and final consideration.

Mr. Owen moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 704 by deleting the following words and figures wherever they appear:

Hardin Valley Road in Knox County at its intersection with Pellissippi Parkway westward to its conclusion in Knox county.

AND FURTHER AMEND by deleting the following words and figures:

SECTION 3. Tennessee Code Annotated, Section 54-17-114, is further amended by adding the following new item under (2) Class II -Rural Roads:

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 704, as amended, passed its third and final reading by the following vote:

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Ayes 93
Noes 0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

A motion to reconsider was tabled.

Mr. Davis (Gibson) moved that the rules be suspended for the purpose of considering House Bill No. 1023 out of order, which motion prevailed.

Mr. Davis (Gibson) moved that House Bill No. 1023 be recalled from the Committee on Calendar and Rules, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the bill.

House Bill No. 1023—To establish Gibson County Special School District.

Mr. Davis (Gibson) moved that House Bill No. 1023 be passed on third and final consideration.

Mr. Davis (Gibson) moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1023 in Section 1, subsection (B), by adding a new sentence at the end of the section as follows:

The area of the "District" shall also include the following areas in Gibson County adjoining the Milan Special School district:

(1) Beginning at the Carroll County-Gibson County line at the Northern most boundary of the Milan Special School district; i.e., Thirteenth civil district, thence following said Northern boundary Westward to Highway 45E, thence with Highway 45E to its intersection with the Harmond road, thence East with the Harmond Road to the Robert Crocker Road, thence East with the Robert Crocker Road to its intersection with the Walnut Grove Road, thence North with the Walnut Grove Road to its intersection with the Willie Tee Crocker Road; thence East with the Willie Tee Crocker Road to the Neal Road to the Flippen Field Road, thence Northeast with the Flippen Field Road to its intersection with the Holly Leaf Road, thence East with the Holly Leaf Road to its intersection with the Old Meridian Road, thence South with the Old Meridian Road to its intersection with the Horrace Burruss Road, thence Southeast with the Horrace Burruss Road to its intersection with the Poplar Spring Road, thence Northeast with the Poplar Spring Road to its intersection with the Flippen School House Road, thence Southeast with the Flippen School House Road to the Gibson County-Carroll County line, thence South with said county line to the beginning point.

(2) Beginning at the intersection of the Moore's Chapel Sander's Store Road and the Milan-Trenton Highway, thence South with the Moore's Chapel Sander's Store Road to its intersection with the Smith-Scott Road, thence East with the Smith-Scott Road to its most Eastern point, thence due East to the Western Boundary of the 13th Civil District, thence North with the Western Boundary of the 13th Civil District to the Rutherford Fork of the Obion River, thence Northwest with the Rutherford Fork of the Obion River to the Jack Connell Road, thence West with the Jack Connell Road to its intersection with the Bobby Burruss Road, thence South with the Bobby Burruss Road to its intersection with the Hertlow Road, thence South with the Hertlow Road to its intersection with the Concord Road, thence South with the Concord Road to its intersection with the Milan-Trenton Highway, thence East with the Milan-Trenton Highway to the beginning point.

(3) Beginning at the intersection of Highway 45E with the Browning Road, thence following the Browning Road West to its intersection with the Chapel Hill Road, thence Northwest with the Chapel Hill Road to its intersection with the Mathis Crossing Road, thence with the Mathis Crossing Road North to its intersection with the Access Road, thence North with the Access Road to its intersection with the boundary of the Milan Special School District; i.e., Thirteenth Civil District; thence East and South with the boundary of the Milan Special School District; i.e., Thirteenth Civil District to Highway 45E, thence South with Highway 45 to the beginning point.

AND FURTHER AMEND in Section 2, subsection (B), subdivision (6) "Trustee Position Six (6)", by deleting the subdivision in its entirety and substituting instead the following:

(6. TRUSTEE POSITION SIX (6). The appointed school board trustee shall serve for six (6) years and the successor shall be elected for a seven (7) year term. The "Trustee" shall represent Position Six and be elected by the eligible voters living in the School District encompassing the area bound on the West by the southern most boundary of Magisterial District Number 4 to the intersection of the Gibson Wells-Humboldt Road and the Edison-Motley Road thence following the Southeast boundary of the Trenton Special School District to Moore's Chapel, thence from Moore's Chapel South with the Moore's Chapel Sander's Store Road to its intersection with the Smith-Scott Road, thence with the Smith-Scott Road to its most Eastern Point, thence due East to the Western boundary of the 13th Civil District, thence South and East with the Western boundary of the 13th Civil District to its intersection with the Access Road, thence South-West with the Access Road to its intersection with the Humboldt-Gibson Road, thence South-West with the Humboldt-Gibson Road to the City limits of Humboldt, thence West and South with the City limits of Humboldt to its intersection with Highway 70, thence following Highway 70 to the Gibson County-Crockett County line, thence with the Gibson County-Crockett County line to the beginning point.

AND FURTHER AMEND in Section 2, subsection (J), item (12), by deleting item (12) in its entirety and by substituting instead the following:

(12). For the purpose of operating and maintaining the school district, there is hereby assessed a property tax of two dollars (\$2.00) on every one hundred dollars (\$100) of real and personal property located within said "District"; provided the District Board of Education by majority vote may lower the rate, if the property assessments are sufficient to generate adequate funding for the schools of the District. The lower property tax rate, if approved by the District Board, shall be certified to the Gibson County Trustee prior to September 1 of each year.

AND FURTHER AMEND in Section 7 by deleting the section in its entirety and substituting instead the following:

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Section 7. The provisions of this act shall not be put into operation nor shall the district be submitted to the state board of education for approval until a majority of the number of qualified voters residing in the Gibson County School District and voting in an election on that question have expressed approval of putting the provisions of this act into operation. The ballots used in the election to be held shall have printed on them the caption of this act, and the voters shall vote for or against it becoming operational. The votes cast on the question shall be canvassed and the results proclaimed by the County Election Commission and certified by it to the Secretary of State as provided by law. The qualifications of voters voting on the question shall be the same as those required for participation in other elections. All laws applicable to other elections shall apply to the election provided for herein.

AND FURTHER AMEND by deleting Section 8 in its entirety and substituting instead the following:

Section 8. This act shall take effect upon becoming a law, the public welfare requiring it, but the district hereby created shall not become operational until action is taken under Section 7 of this act and Tennessee Code Annotated, Section 49-233.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1023, as amended, passed its third and final reading by the following vote:

Ayes	74
Noes	4
Present and not voting	11

Representatives voting aye were: Akard, Bell (Knox), Bell (Wilson), Bewley, Bragg, Buck, Burnett Chiles, Clark (Davidson), Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, King (Shelby), Lashlee, Love, Lowe, McKinney, McNally, Miller, Montgomery, Moore, Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Shockley, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—74.

Representatives voting no were: Cobb, King (Washington), Murphy (Davidson) and Scruggs—4.

Representatives present and not voting were: Baker, Bivens, Henry (Blount), Hudson, Kent, Kernell, McAfee, Severance, Small, Spence and Stafford—11.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

Mr. Lashlee moved that House Bill No. 468 be placed on the Calendar for Thursday, April 2, 1981, which motion prevailed.

House Bill No. 57—To amend Section 2-1-112, Code.

Mr. Moore moved that House Bill No. 57 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Bill No. 753—To name “Dr. Hobart Ford Bridge” Sevier County.

On motion, House Bill No. 753 was made to conform with Senate Bill No. 961.

On motion, Senate Bill No. 961, on same subject, was substituted for House Bill No. 753.

Mr. Ford moved that Senate Bill No. 961 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Bill No. 840—To set qualifications, county legislative bodies.

Mr. Ford moved that House Bill No. 840 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson),

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Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Bill No. 320—To amend Section 45-3-705, Code.

Mr. Johnson moved that House Bill No. 320 be passed on third and final consideration.

Mr. Johnson moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 320 by deleting Section 2 in its entirety and by renumbering subsequent sections accordingly.

On motion, the amendment was adopted.

Thereupon, House Bill No. 320, as amended, passed its third and final reading by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

A motion to reconsider was tabled.

Mr. Bragg moved that House Bills Nos. 158 and 162 be placed on the Calendar for Thursday, April 2, 1981, which motion prevailed.

On motion, Senate Bill No. 210 was recalled from the Committee on General Welfare.

House Bill No. 704—To make certain provisions, medical services.

On motion, House Bill No. 704 was made to conform with Senate Bill No. 210.

On motion, Senate Bill No. 210, on same subject, was substituted for House Bill No. 704.

Mr. Ford moved that Senate Bill No. 210 be passed on third and final consideration.

Mr. Murphy (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 210 by deleting in item (20) in the amendatory language in Section 1, the word "rural".

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 210, as amended, passed its third and final consideration by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

A motion to reconsider was tabled.

House Bill No. 522—To amend Section 67-3012, Code.

On motion, House Bill No. 522 was made to conform with Senate Bill No. 605.

On motion, Senate Bill No. 605, on same subject, was substituted for House Bill No. 522.

Mr. Bragg moved that Senate Bill No. 605 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Bill No. 165—To make certain provisions, election laws.

Mr. Bragg moved that House Bill No. 165 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 165 by adding the following:

Any question submitted to the people shall be worded in such a manner that a "yes" vote would indicate support for the measure and a "no" vote would indicate opposition.

On motion, the amendment was adopted.

Thereupon, House Bill No. 165, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Bill No. 241—To include Sheriffs Association retirement system.

On motion, House Bill No. 241 was made to conform with Senate Bill No. 297.

On motion, Senate Bill No. 297, on same subject, was substituted for House Bill No. 241.

Mr. Bragg moved that Senate Bill No. 297 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
Noes	4

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—92.

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Representatives voting no were: Chiles, Copeland, King (Washington) and Scruggs—4.

A motion to reconsider was tabled.

House Bill No. 535—To repeal Section 33-819, Code.

On motion, House Bill No. 535 was made to conform with Senate Bill No. 710.

On motion, Senate Bill No. 710, on same subject, was substituted for House Bill No. 535.

Mr. Davis (Hamilton) moved that Senate Bill No. 710 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Bill No. 66—To regulate state credit unions.

On motion, House Bill No. 66 was made to conform with Senate Bill No. 229.

On motion, Senate Bill No. 229, on same subject, was substituted for House Bill No. 66.

Mr. Davis (Hamilton) moved that Senate Bill No. 229 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

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Representative voting no was: Severance—1.

A motion to reconsider was tabled.

Mr. Speaker Brewer pro tem relinquished the Chair to Mr. Martin, Speaker pro tem.

House Bill No. 871—To make certain provisions, hunting with shot guns.

Mr. Cobb moved that House Bill No. 871 be passed on third and final consideration.

Mr. Cobb moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 871 be deleting Section 1. in its entirety and substituting in lieu thereof the following:

“SECTION 1. Tennessee Code Annotated, Section 51-422, is amended by deleting the first sentence in its entirety and substituting in lieu thereof the following:

No person shall take migratory game birds with a shotgun of any description capable of holding more than three (3) shells, unless it is plugged, with a one piece filler, incapable of removal without disassembling the gun, so its total capacity does not exceed three (3) shells.”

On motion, the amendment was adopted.

Thereupon, House Bill No. 871, as amended, passed its third and final reading by the following vote:

Ayes	84
Noes	9
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Wilson), Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), Lashlee, Love, Lowe, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Naifeh, Owen, Percy, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWhorter—84.

Representatives voting no were: Bell (Knox), Ford, Henry (Blount), Huskey, King (Washington), McKinney, Murray, Phillips and Spence—9.

Representative present and not voting was: Bragg—1.

A motion to reconsider was tabled.

House Bill No. 875—To amend Section 7-51-703, Code.

Mr. Cobb moved that House Bill No. 875 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	92
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Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—92.

Representative present and not voting was: Kent—1.

A motion to reconsider was tabled.

Ms. DeBerry moved that House Bill No. 488 be placed on the Calendar for Monday, March 23, 1981, which motion prevailed.

House Bill No. 487—To amend Title 2, Chapter 6, Code.

Ms. DeBerry moved that House Bill No. 487 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

House Bill No. 549—To make certain provisions, payments in lieu of taxes, hospitals.

Mr. Copeland moved that House Bill No. 549 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford,

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Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

Mr. Johnson moved that House Bill No. 121 be placed on the Calendar for Monday, March 23, 1981, which motion prevailed.

Mr. Ford moved that the rules be suspended for the purpose of considering House Bill No. 1162 out of order, which motion prevailed.

Mr. Ford moved that House Bill No. 1162 be recalled from the Committee on Calendar and Rules, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the bill.

House Bill No. 1162—To amend Charter, Jefferson City.

Mr. Ford moved that House Bill No. 1162 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

A motion to reconsider was tabled.

Mr. Ford moved that the rules be suspended for the purpose of considering House Bill No. 1163 out of order, which motion prevailed.

Mr. Ford moved that House Bill No. 1163 be recalled from the Committee on Calendar and Rules, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the bill.

House Bill No. 1163—To amend Charter, Jefferson City.

Mr. Ford moved that House Bill No. 1163 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

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Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

Mr. Cobb moved that House Bill No. 788 be placed on the Calendar for Thursday, March 26, 1981, which motion prevailed.

Mr. McKinney moved that House Bill No. 850 be placed on the Calendar for Thursday, March 26, 1981, which motion prevailed.

House Bill No. 924—To provide for study, water resources.

Mr. Hillis moved that House Bill No. 924 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 924 by adding the following language at the end of Section 5:

Provided, however, the appropriation made in this section shall only be used to match available federal funds of no less than fifty percent (50%) state funding.

On motion, the amendment was adopted.

Thereupon, House Bill No. 924, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

MOTION

On motion of Mr. DePriest, House Bill No. 1126 was recalled from the Committee on State and Local Government.

On motion of Mr. DePriest, House Bill No. 1126 was referred to the Committee on Agriculture.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 58—Relative to naming Agricultural Museum, Oscar L. Farris.

The Speaker referred Senate Joint Resolution No. 58 to the Committee on Agriculture.

Senate Joint Resolution No. 61—Relative to establishing Office of Minority Affairs, General Assembly.

The Speaker referred Senate Joint Resolution No. 61 to the Committee on State and Local Government.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.

282—To amend Section 8-10-101, Code.

The Senate concurred in House Amendment No. 2 and nonconcurred in House Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

FURTHER CONSIDERATION OF SENATE BILL NO. 282

Senate Bill No. 282—To amend Section 8-10-101, Code.

Mr. Dills moved that the motion to reconsider Senate Bill No. 282 be lifted from the table, which motion prevailed.

Mr. Dills moved that the House reconsider its action in passing Senate Bill No. 282 on third and final consideration, as amended, which motion prevailed.

Mr. Dills moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. Dills moved that Amendment No. 1 be withdraw, which motion prevailed.

Thereupon, Senate Bill No. 282, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford,

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Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.

239—To regulate purchase, certain jewelry, precious metals.

The Senate refused to recede from its action in nonconcurring in House Amendment No. 2.

The Speaker appointed a Conference Committee composed of Senators Dunavant, Burks and Burleson to confer with a like Committee from the House in resolving the differences of the two bodies on Senate Bill No. 239.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Moore moved that the Speaker appoint a Conference Committee to meet with the committee from the Senate to resolve the differences between the House and Senate on Senate Bill No. 239, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Moore, McKinney and Gill as the Conference Committee on Senate Bill No. 239.

FURTHER CONSIDERATION OF HOUSE BILL NO. 924

House Bill No. 924—To provide for study, water resources.

Mr. Hillis moved that the motion to reconsider House Bill No. 924 be lifted from the table, which motion prevailed.

Mr. Hillis moved that the House reconsider its action in passing House Bill No. 924 on third and final consideration, as amended, which motion prevailed.

Mr. Hillis moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. Hillis moved that Amendment No. 1 be withdrawn, which motion prevailed.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 924 by deleting Section 5 in its entirety and by substituting instead the following:

SECTION 5. There is hereby appropriated the sum of twenty five thousand dollars (\$25,000) to match available funds to conduct such study. Provided, however, that such appropriation shall only take effect if such available federal funds are matched on the basis of no more than fifty percent (50%) funding by the state.

On motion, the amendment was adopted.

Thereupon, House Bill No. 924, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

314—To enact the “Controlled Substances Therapeutic Research Act”; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 314—To enact the “Controlled Substances Therapeutic Research Act”.

SENATE AMENDMENT NO. 1

Amend House Bill No. 314 by deleting from Section 6(b) the words “physicians who may seek reimbursement from their research subjects utilizing the marihuana.” and substituting instead the words “certified patients.”

Mr. Davis (Hamilton) moved that the House concur in Senate Amendment No. 1 to House Bill No. 314, which motion prevailed by the following vote:

Ayes	77
Nces	16
Present and not voting	2

Representatives voting aye were: Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland,

Covington, Crain, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Henry (Roane), Hillis, Hudson, Jared, Johnson, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Spence, Stafford, Starnes, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wood, Work and Yelton—77.

Representatives voting no were: Akard, Baker, Davidson, Disspayne, Harrill, Hurley, Huskey, McAfee, McKinney, Murphy (Shelby), Small, Stallings, Sterling, Turner, Wix and Wolfe—16.

Representatives present and not voting were: Carter and Mr. Speaker McWherter—2.

A motion to reconsider was tabled.

SECOND ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—97.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 126—Relative to memory, Dr. Walter M. Mitchell—By Hurley, Robinson (Washington) and King (Washington).

Under the rules, House Joint Resolution No. 126 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 128—Relative to study, budgets, certain governmental entities—By Davis (Hamilton).

The Speaker referred House Joint Resolution No. 128 was referred to the Committee on Government Operations.

INTRODUCTION OF BILLS

House Bill No. 1234—To amend Section 57-3-106, Code—By Work.

Passed first consideration.

House Bill No. 1235—To compensate education board members, Polk County—By Harrill.

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Passed first consideration.

House Bill No. 1236—To regulate purchasing, Monroe County—By Harrill.

Passed first consideration.

House Bill No. 1237—To regulate tourism services—By Murphy (Davidson).

Passed first consideration.

House Bill No. 1238—To provide for boundaries, hospital district, Franklin County—By Murray.

Passed first consideration.

House Bill No. 1239—To regulate powers, board of education, Humphreys County—By Work and Pickering.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 163—To amend Section 5-5-103, Code.

Passed first consideration.

Senate Bill No. 310—To amend Section 57-3-106 (b), Code.

Passed first consideration.

Senate Bill No. 333—To amend Title 54, Chapter 10, Code.

Passed first consideration.

Senate Bill No. 471—To amend Section 67-5810(5), Code.

Passed first consideration.

Senate Bill No. 492—To amend Section 41-1257, Code.

Passed first consideration.

Senate Bill No. 598—To amend Sections 53-5503 and 53-5506, Code.

Passed first consideration.

Senate Bill No. 614—To amend Title 67, Chapter 5, Code.

Passed first consideration.

Senate Bill No. 618—To regulate disclosure statements, conflict of interests.

Passed first consideration.

Senate Bill No. 620—To amend Title 12, Code.

Passed first consideration.

Senate Bill No. 623—To amend Chapter 62, Public Acts, 1969.

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Passed first consideration.

Senate Bill No. 624—To amend Section 6-51-114, Code.

Passed first consideration.

Senate Bill No. 641—To amend Section 55-10-303, Code.

Passed first consideration.

Senate Bill No. 989—To amend Section 4-15-102, Code.

Passed first consideration.

Senate Bill No. 1178—To regulate public livestock market board.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1228—To provide for election of Mayor and Alderman, Jellico.

Passed second consideration and held without reference.

House Bill No. 1229—To increase litigation tax, Loudon County.

Passed second consideration and held without reference.

House Bill No. 1230—To create a Board of Highway Commissioners, Cocke County.

Passed second consideration and held without reference.

House Bill No. 1231—To require deposit for title insurance agents.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 1232—To make certain provisions, city judge, Tullahoma.

Passed second consideration and held without reference.

House Bill No. 1233—To eliminate discrimination in admission, certain students.

Passed second consideration and referred to Committee on Education.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 885 and 1161.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 57, 165, 320, 385, 487, 549, 840, 871, 875, 924, 1023, 1162 and 1163; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 129; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 31, 47, 75, 130, 184, 203, 214, 321, 338, 356, 558, 616, 627, 746, 790, 796 and 980; and House Joint Resolutions Nos. 52, 57, 77, 80, 81, 84, 85, 90, 92, 94, 97 and 129; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Joint Resolution No. 129, with his approval.

JULIA GIBBONS,
Counsel to the Governor.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.

67—Relative to memory, Louis J. Van Mol;

68—Relative to congratulating George Brown, Jr.;

69—Relative to memory, Jeffrey Walter Thompson;

70—Relative to commending James Michael Killian;

71—Relative to sympathy, Dr. Lake R. Neel;

74—Relative to honoring Great Bethel African Methodist Episcopal Church; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

368—To amend Title 62, Chapter 7, Code;

602—To amend Section 57-4-201(e), Code;

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963—To provide privilege tax, production, certain nuclear materials;

991—To regulate lease of space, state government;

1127—To amend Section 51-228, Code;

1145—To amend Title 55, Chapter 16, Code;

1226—To levy privilege tax, lodgings, Humphreys County; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.

466—To amend Section 5-5-201, Code;

977—To authorize tax, certain amusements, Unicoi County;

1023—To establish Gibson County Special School District; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 131, 259, 290, 537, 543 and 975; and House Joint Resolutions Nos. 106, 119 and 122, with his approval.

JULIA GIBBONS,
Counsel to the Governor.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, March 23, 1981: House Bills Nos. 480, 575, 720, 773, 661, 569, 590; House Joint Resolution No. 10; House Bill Nos. 630, 730, 238, 519; House Joint Resolution No. 18; and House Bill No. 1038.

GILL, *Chairman.*

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 26, 51, 231, 401, 544, 725, 750 and 949; also, Senate Joint Resolution No. 62; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of Your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Monday, March 23, 1981: House Joint Resolutions Nos. 93, 55; Senate Joint Resolutions Nos. 76, 77; House Bills Nos. 911, 1102, 1103, 1125, 885, 1161, 1201; and House Joint Resolution No. 78.

GILL, *Chairman*.

On motion of Mr. Burnett the House adjourned until 6:00 p.m., Monday, March 23, 1981.